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6 **UNITED STATES DISTRICT COURT**  
7 **WESTERN DISTRICT OF WASHINGTON**  
8 **AT SEATTLE**

9 UNITED STATES OF AMERICA,

NO. CR04-252-JCC

10 Plaintiff,

11 v.

SUMMARY REPORT OF  
U.S. MAGISTRATE JUDGE AS  
TO ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE

12 MICHAEL STEVEN DANIELS, JR.,

13 Defendant.

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15 An initial hearing on a petition for violation of supervised release was held before the  
16 undersigned Magistrate Judge on November 20, 2009. The United States was represented by  
17 Assistant United States Attorney Todd Greenberg, and the defendant by Michael Filipovic.

18 The defendant had been charged and convicted of Felon in Possession of a Firearm, in  
19 violation of 18 U.S.C. § 922(g)(1). On or about September 24, 2004, defendant was sentenced  
20 by the Honorable John C. Coughenour, to a term of thirty-seven (37) months in custody, to be  
21 followed by three (3) years of supervised release.

22 The conditions of supervised release included the requirements that the defendant  
23 comply with all local, state, and federal laws, and with the standard conditions. Special  
24 conditions imposed included, but were not limited to, participation in substance abuse and  
25 mental health programs, financial disclosure, submit to search, and alcohol abstinence.  
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1 In a Petition for Warrant or Summons, dated November 2, 2009, U.S. Probation Officer  
2 Jerrod Akins asserted the following violations by defendant of the conditions of his supervised  
3 release:

4 (1) Consuming methamphetamine on or before September 20, 2009, in violation of  
5 standard condition No. 7.

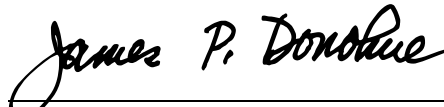
6 (2) Consuming methamphetamine on or before October 14, 2009, in violation of  
7 standard condition No. 7.

8 The defendant was advised of his rights, acknowledged those rights, and admitted to  
9 alleged violations 1 and 2.

10 I therefore recommend that the Court find the defendant to have violated the terms and  
11 conditions of his supervised release as to violations 1 and 2, and that the Court conduct a  
12 hearing limited to disposition. A disposition hearing on these violations has been set before the  
13 Honorable John C. Coughenour on January 8, 2010 at 9:00 a.m.

14 Pending a final determination by the Court, the defendant has been released, subject to  
15 supervision.

16 DATED this 20th day of November, 2009.

17   
18 JAMES P. DONOHUE  
19 United States Magistrate Judge

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22 cc: District Judge: Honorable John C. Coughenour  
23 AUSA: Mr. Todd Greenberg  
24 Defendant's attorney: Mr. Michael Filipovic  
25 Probation officer: Mr. Jerrod Akins  
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